

03292.101240.1

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
	:	Examiner: Raquel Alvarez
Fauziah B. Ariff et al.)	
	:	Group Art Unit: 3688
Application No.: 10/027,984)	
	:	Confirmation No.: 1517
Filed: December 21, 2001)	
	:	
For: SYSTEMS AND METHODS FOR)	
NETWORKED LOYALTY	:	
PROGRAM)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

Your petitioner, American Express Travel Related Services Company, Inc., a corporation duly organized under the laws of New York, having a principal office at General Counsel's Office, American Express Tower, World Financial Center, 200 Vesey Street, New York, New York 10285-4900, and duly represented by the undersigned, represents that it is the assignee of the full title and interest in and to U.S. Patent Application No. 10/027,984 ("the subject application"), filed December 21, 2001, as evidenced by the deed of Assignment recorded on September 9, 2002 at Reel 013268, Frame 0111.

Your petitioner hereby disclaims the terminal part of any patent granted on the subject application which would extend beyond the expiration date of the full statutory term, as presently shortened by any terminal disclaimer, of any patent granted on U.S. Patent Application No. 10/010,947 (filed November 6, 2001) or of any patented granted on U.S. Patent Application No. 09/836,213 (filed April 17, 2001), and hereby agrees that any patent so granted on the subject application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent Application No. 10/010,947 and U.S. Patent Application No. 09/836,213, this agreement to run with any patent granted on the subject application and to be binding upon the grantee, its successors or assigns.

Your petitioner does not disclaim any terminal part of any patent granted on the subject application prior to the expiration date of the full statutory term of any patent granted on U.S. Patent Application No. 10/010,947 or U.S. Patent Application No. 09/836,213, as presently shortened by any terminal disclaimer, in the event that subsequent hereto any patent granted on U.S. Patent Application No. 10/010,947 or U.S. Patent Application No. 09/836,213 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is the subject of any disclaimer under 37 C.F.R. 1.321(a), has all claims cancelled by a reexamination certificate or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

By: Maxine Y. Graham

Title: Chief IP Counsel

Date: July 3, 2008

Form #105

FCHS_WS 2293248v1